HLS 11RS-556 ORIGINAL

Regular Session, 2011

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

## HOUSE CONCURRENT RESOLUTION NO. 2

## BY REPRESENTATIVE GARY SMITH

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

SANITARY CODE: Suspends rules relative to the manufacturing and sale of cane syrup

## A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2011 Regular Session of the Legislature the provisions of LAC 51:VI:103, 105, 109, and 151 and any other rules or regulations, promulgated pursuant to R.S. 40:4(A)(1)(a) as such provisions pertain to the manufacturing, processing, packing, holding, and sale of cane syrup made by traditional cane syrup makers. WHEREAS, certain parish health officers have interpreted provisions of the administrative code relative to permits for the manufacturing, processing, packing, or holding of food within the state and other provisions promulgated by the Department in pursuant to R.S. 40:4(A)(1)(a) as prohibiting the processing and sale of cane syrup by syrup makers who do not have a permit or an approved structure for production of the syrup; and WHEREAS, such interpretation prohibits the traditional cane syrup makers, both sorghum and sugarcane, from producing syrup in open facilities and in cast iron kettles or evaporators; and WHEREAS, parish health officers for certain parishes have enforced this interpretation in a manner that forces traditional cane syrup makers to either stop production or incur the unnecessary and significant expense associated with the conversion of traditional open sided facilities to modern state of the art facilities. THEREFORE, BE IT RESOLVED that the Legislature of Louisiana hereby suspends

the provisions of LAC 51:VI:103, 105, 109 and 151 and any other rules or regulations,

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

- 1 promulgated pursuant to R.S. 40:4(A)(1)(a) as such provisions pertain to the manufacturing,
- 2 processing, packing, holding, and sale of cane syrup made by traditional cane syrup makers.
- 3 BE IT FURTHER RESOLVED that this suspension shall become effective upon the
- 4 adoption of this Resolution and shall extend through the sixtieth day after final adjournment
- 5 of the 2011 Regular Session of the Legislature of Louisiana.

## **DIGEST**

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Gary Smith HCR No. 2

Suspends administrative rules prohibiting the manufacturing, processing, packing, holding, and sale of cane syrup made by traditional cane syrup makers.

(Suspends LAC 51:VI:103, 105, 109 and 151)